and Augusta Air Line Railway first mortgage

8 per cent. bonds, Carolina Central Railroad

per cent. bonds, Georgia, Carolina and

Northern Railroad Company first mort-

gage 5 per cent. bonds, Georgia and

Alabama Railway first consolidated

mortgage 5 per cent. bonds, Florida

Central and Peninsular Railroad Com-

pany first mortgage 5 per cent bonds;

consolidated mortgage 5 per cent. bonds;

Seaboard Air Line Railway 41/2 per cent.

terest upon said gold equipment bonds,

series C, and dividend warrants, represent

upon said equipment trust certificates.

ing dividends, payable January 1, 1908.

The notice specifies that the coupons

Morton Trust Company on or before

The Seaboard Air Line Railway Company

s controlled through stock ownership by

the Seaboard Company, which was incor-

porated in 1905 to acquire and hold the

ccordance with a plan to provide cash for

The holding company owns four-fifths

company is controlled by interests affiliated

with Thomas F. Rvan and Blair & Co. of

\$72,000,000, consisting of \$18,000,000 first pre-

ferred, \$18,000,000 second preferred and

\$36,000,000 common. There is outstand-

ing \$6,360,000 first preferred, about \$16,-

The plan for the organization of the

holding company and all the steps of trans-

ferring control of the railway company to

the holding company were contested vigor-

ously by John Skelton Williams, formerly

president of the Seaboard. Mr. Williams

inherited a large stock ownership in the

road and it was his contention that the

control of the company was wrongfully

taken from him and his associates. He has

brought many actions in the courts to sus-

tain his contention, but has made no im-

pression on the organization as perfected by

The officers of the company are: Presi-

dent, W. A. Garrett; directors, James A.

Berg, B. F. Yoakum, New York; T. Jefferson

Coolidge, Jr., Boston; Thomas F. Ryan,

Oak Ridge, Va.; Townsend Scott, S. Davies

Warfield, Baltimore: C. Sidney Shepard.

The railway company is a Virginia corpora-

tion and its general offices are in Ports-

in July, 1906, and January and July, 1907.

Of the \$62,000,000 stock of the Seaboard

Air Line Railway Company there is out-

standing \$25,000,000 preferred and \$37,500,600

common. The preferred stock is entitled

to 4 per cent, non-cumulative dividends.

after which the common is entitled to 4

per cent. No dividends have as yet been

voting trust until 1910. The trustees are:

John Skelton Williams, Thomas F. Rvan.

James A. Blair, T. Jefferson Coolidge, Jr.,

Yoakum and H. Clay Pierce.

subsidiary companies.

Davies Warfield, John B. Dennis, B. F.

The \$58,000,000 bonded debt of the main

railway company is divided into three classes

The interest on none of the bonds matures

this month nor is there due the principal

pany sold, in addition to the \$58,000,000

He's Going to Have Flags, Plants

Rule" plan for dispensing justice.

Mottoes in His Court Room.

to-morrow morning, will adopt the "Golden

His first move to-day in preparing for his

new duties was to have mottoes placed on

the walls of the court room. Further touches

of adornment will be added by the installa-

tion of a large American flag and palms and

Over the bench is the motto, "Do unto

you." Other mottoes on the walls are:

"Men may rise on stepping stones of their

THEY'RE MARRIED.

And the Katz-Kony Pioneer License Will

Wear a Golden Frame.

Berthold Katz of 93 Lenox avenue and

Miss Cecelia Kony of 212 West 111th street.

who secured the first marriage liceuse under

the new law, were married at the bride's

home at 5 o'clock yesterday, by Alderman

Samuel Marx of the Thirty-third district,

who was elected last fall to succeed Elias

who was elected last fall to succeed Elias
Goodman. The witnesses were City Court
Judge John H McCarthy and Tammany
Leader William J. Wright.
Mr. Wright made away with the marriage
license, and when the bridal pair made
their protest too vigorous the Tammany
leader had to explain that it would be presented to the couple after it had been put
in a gold frame.

Augusta, Charleston, Summerville & Sout 925 A. M. and 925 P. M. Unexcelled service Penn. & Atlantic Coast Linc R. R. Florida Inf mation Bureau, Broadway, cot. 30th St — Adv.

"A wrong confessed is half redress

your part, there all the honor lies."

ourt attachés and juries

Both classes of stock are deposited in a

the Rvan-Blair interests.

mouth, Va.

this city. It has an authorized capital of

reorganization of the company.

lebt of the railway company.

first mortgage 5 per cent. bonds.

January 1, 1908, viz.;

Florida Central and Peninsular Railroad

Company first consolidated mortgage

PRICE TWO CENTS.

SEEK RECEIVER FOR SEABOARD

TWO APPLICATIONS MADE YES-TERDAY IN VIRGINIA. Drasile Anti-Railroad Legislation in the

South and Inability to Raise Money to Meet Maturing Obligations Given as Reasons-Provision for Some Coupons. RICHMOND, Va., Jan. 1.-Application for

the appointment of a receiver for the Seaboard Air Line Railway Company was made in this city to-day to Judge Edmund Waddill of the United States District Court. He decided that in view of the large territory covered by that road it would be advisable that the application should be made to a Federal Circuit Judge.

Judge Jeter C. Pritchard of Asheville was accordingly communicated with and an arrangement was made by which a conference was to be held with him to-night in Danville, Va.

The decision to ask for a receiver for the road was reached in Washington vesterday after a conference of several interests. At the Washington conference were Samuel Untermyer of New York, John Skelton Williams of this city, former president of the Seaboard Air Line and representing the minority stockholders; Lancaster Williams. head of the Norfolk Traction Company, and Eppa Hunton of Richmond, counsel for Williams. The conferees, or the majority of them, came to Richmond to-day.

Both John Skelton Williams and Randolph Williams refused to discuss the matter when approached on the subject to-night. John Skelton Williams admitted that something was going on, but said that he was not in a position to divulge the nature of it. He suggested that the whole matter would become public property to-morrow.

Leigh R. Watts, general counsel for the Seaboard, it was reported from his home in | 000,000 second preferred and about \$28,-Portsmouth to-night, had gone south, it is | 500,000 common. supposed to Danville.

RICHMOND, Va., Jan. 2 .- Judge Pritchard's train arrived at Danville at 13:45 this morning. He conferred with Samuel Untermyer and other counsel for the Seaboard interests. The party will leave at 2 o'clock for this city.

BALTIMORE, Jan. 1 .- News of the plan to ask for a receivership came as a surprise to the holders of Seaboard securities, of whom there are many in this city. The papers asking for the appointment of receivers will, it is stated, assert that on account of drastic anti-railroad legislation | Blair, H. Rieman Duval, N. S. Meldrum, in certain of the Southern States, inability | H. Clay Pierce, Ernst Thalmann, Y Van der to make prompt collections due to the recent financial depression and heavy expenditures for improvements, the road

finds itself unable to meet its obligations. New Haven; George W. Watts, Durham, On Monday a conference was held be- N. C.; James H. Dooley, Richmond; W. A. tween some of the officials of the road and Garrett, Norfolk; Norman B. Ream, Chicago dition of the Seaboard was discussed, and at this meeting it was intimated that a re-

ceivership would be necessary. lying bonds of the Seaboard is due tomorrow. Several days ago it was said that the interests controlling the property found that difficulty would be encountered in obtaining sufficient funds for the payment of the coupons, and a plan was de-

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ILSON.

vised whereby they are to be bought in. Should there be a receivership for the property, as is now expected, a committee will be formed to look after the interests of the holders of the extended three year 5 per cent, bonds of the Seaboard Air Line. This committee will probably consist of Messrs. F. S. Hambleton, Fred G. Boyce, Jr., John B. Ramsay, B. N. Baker, A. H. S. Post and Douglas H. Gordon. These gentlemen represent a large majority of the Seaboard three year 5s, and it is probable that similar committees will be formed to look after the interests of the holders of the Seaboard ten year 5s and the Seaboard

general mortgage 4 per cent. bonds, in which local investors are largely interested. The head of a Baltimore banking firm largely interested in Seaboard interests said that, as he understood it, the bill would not be filed until to-morrow. He declared. however, that there would be no default in the coupons due to-morrow, but that a New York banking firm had arranged to buy them in. It is understood here that trust certificates, as well as on bonds S. Davies Warfield of the Continental Trust Company and representative of the Ryan interests, and John Skelton Williams of Richmond, a large holder of Seaboard se curities, will be receivers.

In the railroad business the new year was inaugurated by this application for the appointment of receivers for the Seaboard Air Line Railway Company, a corporation with a capital stock of \$62,000,000 and a bonded indebtedness of \$58,000,000 and operating 2,611 miles of road extending between Washington and Norfolk to Atlanta and Tampa.

The anti-corporation crusade in North Carolina has resulted in very radical action against the railroads and in other States of the South has shown itself in laws fo the reduction of traffic rates. The company's earnings, as a result of these en actments and general depression in the business and financial world, have fallen off greatly in the past few months. The directors of the company have had several meetings in this city in the past few days and have discussed plans for carrying the company through its difficulties

Blair & Co. and Ladenburg, Thelmann & Co., bankers of this city, both of whom Lave acted as fiscal agents for the Seaboard, gave out a statement yesterday in which they offered to pay interest coupons du January 1 on the bonds of various of the subaidiary companies and equipment trusts and equipment bonds of the Seaboard Air Line Railway Company maturing yesterday or to-day. The offer was made after a long conference between representatives of the banking houses and Seaboard in-

terests yesterday afternoon. "In view of the impending defaults by various subsidiary companies in payment of interest on bonds," the statement of the bankers says, "and in order that the Integrity of the Seaboard Air Line Railway system may be maintained pending an opportunity for the formulation of proper plans for the adjustment of its affairs the undersigned offer to purchase the following

Seaboard and Roanoke Railroad Com-

first mortgage 5 per cent. bonds, Raleigh

COOLIE IMMIGRATION AT PACIFIC PORTS INCREASING.

Secretary Root So Informs Japan and Asks That More Brastic Measures Be Taken to Prevent It-Japan's Response Believed to Satisfy This Government.

Company first mortgage land grant ex-WASHINGTON, Jan. 1.-Through the Amertension 5 per cent. bonds; Florida Central can Ambassador in Tokio the Japanese and Peninsular Railroad Company first Government has sent a response to the Florida West Shore Railway Company United States to certain suggestions made recently by Secretary Root as a basis for Also to the holders of such of the following bringing about an amicable settlement of named bonds and certificates as mature the differences between the two countries. The suggestions made by Secretary Root gold equipment bonds, series C; Seaboard Air Line Railway Equipment Trust Certifiports to the immigration bureau that, in cates, series K, and to holders of coupons spite of the agreement between Japan and maturing January 1, 1908, representing inthe United States by which Japan was to restrict its coolie immigration to continental America, more Japanese coolies were entering the United States than ever before.

The Japanese Government is extremely anxious that the United States Congress must be presented for payment at the shall not pass a bill excluding Japanese February 29 next. Meanwhile, it is ex- | coolie immigration. It is quite as anxious pected, a plan will be formulated for the that the proposed restrictive measures shall be entrusted to Japan more than to the United States for execution. According to the understanding here, this Government in making known to Japan that Japanese coolies were entering Pacific Coast capital stock of the railway company in ports in rapidly increasing numbers made a diplomatic expression of opinion that a mprovements and to liquidate the floating continuation of this state of affairs might result in drastic action by the Congress which would be regretted by the Federal f the stock of the railway company. The authorities. There is reason to believe that this suggestion has borne fruit, and that Japan, in its answer to the American note on the subject, has indicated an intention to put into effect immediately positive measures for preventing Japanese coolies

from entering the United States." There are, of course, several matters of difference between the two Governments which will require considerable exchange of views to obtain adjustment, but it is said that the exchanges are being conducted in a most amicable manner and that everything appears to be favorable

for a settlement. The tentative agreement entered into be tween the United States and Japan for the restriction of Japanese coolie immigration into the United States provided that the Japanese Government should issue emigration passports to native laborers to possessions of the United States which were outside the continental boundaries. There was no objection under this agree ment-in fact it was so provided-for the ssue of passports to coolies to leave Japan for the purpose of entering Hawaii, the Philippines and the Panama Canal Zone But these passports would not permit such coolies to enter the continental limits of the United States.

Japanese coolies continued to arrive at San Francisco and other Pacific Coast ports in increasing numbers and complaint was made to Japan that the agi was apparently not operating successfully To this Japan responded in effect with the question: Why don't you exclude all those The Seaboard Company has paid divi-Japanese who do not have passports to dends only on its first preferred stock since enter your continental limits? Apparently the organization of the company. This however, the United States was not safisfied stock is 5 per cent. non-cumulative until 1910, with this suggestion. thereafter cumulative. Dividends were paid

While there is no authority for the statenent, it is believed that many of the Japanese coolies bore passports which enabled them to enter this country, but if this is so there has been no charge of bad faith against Japan, and there is no reason to believe that the United States Government was of the opinion that Japan was not endeavoring to live up to the spirit and letter of her agreement. The fact remains, however, that many Japanese coolies were getting into the United States, and it was with view to finding a more effective means of putting a stop to this that the Washington Government addressed the communication to Japan which has just been answered by that Government.

KAISER ON ARMY SCANDALS. of any of them. Last January the com-Tells Generals to Extirpate Practices Revealed in Harden Case.

then outstanding, \$7,300,000 collateral trust Special Cable Despatch to THE SUN. thirty year gold fives. A semi-annual BERLIN, Jan. 1.- The Kaiser, addressing instalment of interest on these is due on he Generals who attended his New Year's February 1 at the Morton Trust Company. reception, severely condemned the scandals There are, however, payments due to-day in the army revealed by the trial of Maxion gold equipment bonds and equipment milien Harden, editor of Die Zukunft, and vigorously enjoined them to exterminate every vestige of such practices and to use all their energy to prevent their recur-TOLEDO'S GOLDEN RULE JUDGE.

BILLY SUNDAY SHUTS SALOONS. lowa Has a Dry Holklay Because of Base-TOLEDO, Ohio, Jan. 1.-Judge Austin ball Evangelist's Work. who will take charge of the police court

DES MOINES, Iowa, Jan. 1.—For the first New Year's Day in the State's history the saloons of Burlington and Davenport were closed to-day, under the holiday law, and n Muscatine all twenty-eight liquor shops closed last night for good.

Although reform has made much headway in Burlington and Davenport the saloon men were not any more of a mind to close to-day than they were on Christmas others as you would have others do unto antil Attorney-General Byers telephoned from Des Moines that if the local authorities did not shut the saloons he would close up every one of them permanently. This dead selves to higher things," "Honor and shame from no condition rise; act well led to conferences of saloon men and they agreed to abide by the law.

In Muscatine the closing of the saloons These mottoes are intended to have a s due to the Billy Sunday revival meetings guiding influence upon prisoners, attorneys, and the organization of a service league headed by the rich lumberman, W. L. Judge Austin will bar all minors and loafers from the court room. He has been dubbed the Golden Rule Judge. Rosch

The Iowa liquor law requires the closing of saloons on holidays and places many other restrictions on them, but the river cities have always set the law at defiance.

GEORGE ADE IN POLITICS.

Wants to Be a Fairbanks Delegate to the Chicago Convention.

Indianapolis, Jan. 1 .- George Ade tonight announced his candidacy for delegate to the national Republican convention for the Tenth district.

He says in his announcement that he will support the candidacy of Mr. Fairbanks and use every honorable means to compass It is understood that Mr. Ade has been

brought into the race by Purdue University students, with whom he is very popular and who have promised him their undivided support.

A. P. MITCHELL DEAD OF GAS. TROLLEY FRANCHISE MENACED He Is Supposed to Have Lost Money by Failure of Cigarette Firm.

facturer, was found dead in his apartments, 350 West Seventy-first street, at 12:30 yes terday afternoon by Martha Johnson, a servant, who went to call him for luncheon. The body, fully dressed, lay face downward on the bed. Gas powed into the room from four open jets. The windows were

The police of the West Sixty-eighth street station after an investigation reported that Mr. Mitchell had committed suicide. Detectives learned that he was last seen alive by James Sullivan, a hallboy, at 11 c'clock yesterday morning.

His wife, the police were told, had not been home the night before and it was not until 3 o'clock in the afternoon that are understood to be the outgrowth of re- she heard of the death of her husband. She immediately drove to her apartments accompanied by Mrs. Dorothy Einstein, Lillian Russell's daughter. Mrs. Mitchell was too prostrated to talk and the police were unable to get from her anything that would shed any light on her husband's Detectives learned, however, that Mitchell

and his wife had quarrelled a few days ago, but Mrs. Einstein denied that there had been any trouble between them. She said that Mrs. Mitchell had gone to the theatre with her maid the night before. leaving her husband at home. After the performance Mrs Mitchell went to Mrs. Einstein's apartments and remained there until she got the news of her husband's Mr. Mitchell had been associated with

William Camp in the manufacture of cigarettes on West Forty-fourth street. The concern failed a month ago and it is understood that Mitchell lost heavily. His friends attribute his act to the losses

Mrs. Einstein said that Mrs. Mitchell efore her marriage was Augusta Herne, daughter of a candidate for the Governorship of West Virginia. She once enjoyed a large income from her father, but she ncurred his displeasure a year and a half ago and it was cut off. Her home. Mrs. Einsteinesaid, was in Wheeling, W. Va. Coroner Shrady and Coroner's Physician

Schultz made an investigation and said it was obviously a case of suicide CUNARDERS TWICE A WEEK.

iteamers to Sail Wednesdays and Satu days to and From Liverpool.

Special Cable Despatch to THE SUN. LONDON, Jan. 1 .- After March 25 the unard Line steamers will sail on Wednesdays in addition to Saturdays. All the steamers will continue to sail to and from Liverpool

The Lusitania and Mauretania will start an hour earlier than heretofore.

WILL HAVE PRIMARIES IN OHIO. Voters to Decide Between the Aspirations of Taft and Foraker.

COLUMBUS, Ohio, Jan. 1.- The Ohio Republican State committee to-morrow will asue a call for a State convention to meet in the first or second week of February, primaries to be held throughout the State on the same day, the ballots to bear at the heads of their three columns the words Taft," "Foraker," and "unpledged."

This is the declaration made to-night by eaders of Secretary Taft's Presidential campaign, and they speak with confidence, asmuch as the State committee already is pledged in overwhelming majority to the wishes of Secretary Taft. The vote to-morrow is to be heavier for the Taft programme than the vote, 16 to 5, by which the War Secretary's Presidential candidacy was indorsed by the committee, it is asserted

o-night.
Forsker leaders who, despite Senator Foraker's plea that a primary be held to test the sentiment of Ohio voters as beween himself and the Secratary, have been sing the primary idea insist to-nigh that the State committee will give authority in the five big city counties to the local committees to authorize selection of delegates by ward primaries.

rule would give them a chance to split many delegations. The Taft leaders say the committee will provide absolutely that delegates shall be chosen by vote of the counties as a whole and they point to their control of the committee as proof that they

ROMANCE FROM HOLLAND. The Statendam Brings Jacoba Zonderlan to Be Married.

When the Holland-America Line steam ship Statendam docked at Hobeken last evening it brought Jacoba Maria Zonder land, a pretty Hollander, who came to this country to join Klaas Sixma, Jr., 23 years old, a mechanical engineer of Schenectady, N. Y.

They went to the Amstel Hotel at 330 Hudson street and told the proprietor, David Van Wyk, their story.

While a student, Sixma said, he fell in love with Miss Zonderland and they were betrothed. His father objected to the marriage. She agreed to join him in this country as soon as he had established a home here. He sailed four months ago and three days after his arrival he got a good place in Schenectady. He recently wrote to his sweetheart in Delft that he was ready to receive her.

In the office of Frank H. O'Keefe, Justice of the Peace, at 61 First street they were married, Van. Wyk translating the marriage form to the bride.

FATAL HURT IN TROLLEY CRASH. Passenger Has Skull Fractured in Rear End Colitaton in Williamsburg.

One person was fatally hurt and six others were badly out by glass in a rear end collision at 6 o'clock last night of trolley cars at Broadway and Myrtle avenues, Brooklyn. The cars were only a short distance apart when the trolley pole of the one ahead left the wire. The motorman applied his brake, but the other car couldn't be stopped in time and the crash

Both cars were crowded. Charles Gasman, 26 years old, a passenger in the second car, was jammed head 3rst into the seat in ront of him and was taken out unconscious. Dr. Lehman of Bushwick Hospital said that Gasman's skull had been fixetured and that

he was dying.

The six persons who were suffering from cuts, mostly on their heads and faces, were treated at the place of the accident.

Both cars were bound for Manhattan over the Williamsburg Bridge route. Traffic was blocked for an hour.

FLORIDA AND CAROLINA RESORTS. Seaboard Air Line, shortost line. Most attrac-tive resorts en routs. booklets. 1188 B'way,—Adv.

Archibald P. Mitchell, a cigarette manu- NEW HAVEN ROAD ASKED ABOUT WESTCHESTER LINES.

> Board of Estimate's Information Is That Construction Has Been Stopped and the New Haven Is in Control-Reply From President Mellen Due To-day.

The Board of Estimate has practically threatened to revoke the franchises granted to the New York and Port Chester and the New York, Westchester and Boston railroad companies for the building of an electric railroad system between this city and Connecticut unless some satisfactory explanation is given by the New York and New Haven railroad company for the stopping of all work on the new line for over a year past. According to a statement made yesterday by Chief Engineer Nelson P. Lewis of the Board of Estimate the New Haven company owns the controlling interest in both companies and acquired it for the purpose of preventing competition in the territory it covers between Harlem and the Connectiont border.

In the early part of 1903 W. C. Gotshall, on behalf of the Port Chester company, asked for a franchise to build an electric line from Harlem to the city's boundary line Little Tim Sullivan opposed the granting of the application and later another company, the Westchester concern, made a similar application.

Each company had so many advecates in the board that neither could get the necessary number of votes. After an investigation into bribery charges the board gave franchises to both companies and the next development was the selling out of the Port Chester to the Westcheste One of the terms of the franchise was that the companies must spend at least \$1,000,000 in constructive work or forfeit the franchise. On January 1, 1906, the Board of Estimate made an inquiry to determine whether the company had lived up to its contract, and on the plea that the company had spent more than a million dollars on plant and materials decided not to enforce the revoking clause. Since then, according to Mr. Lewis, the company has apparently done no constructive work. Mr. Lewis has found that the stock is held by a holding company and that the control of this holding company is held by the New Haven railroad.

"So confident of this fact am I," Mr. Lewis said yesterday, "that, obeying instructions given to me by the Board of Estimate, I wrote to the New Haven company asking if the company intended to go ahead with the building of the electric road. The resolution passed by the board also directed that the company should send in its reply on or before January 1. The meaning of the resolution was that if the company did not comply with the directions of the resolution the franchise granted to the Port Chester and Westchester companies would be revoked."

Yesterday afternoon President Mellen Haven road telep Lewis that the company's reply to the board's resolution had been mailed too late for delivery within the time stipulated but that it would reach the Mayor this

morning. NEW HAVEN, Conn., Jan. 1.-President Mellen of the New Haven road said to-night that he had not heard of any threat on the part of the New York city authorities or any other officials to revoke the trolley franchises. To-day, on request, he filed with the New York Board of Estimate an enrolment of this property.

BIBLE FINDS GENUINE.

Prof. Sanders Replies to Doubting Mini ters-Unedited Bible Readings. X DETROIT, Jan. 1.- Prof. Henry A. Sanders of Michigan University made a hot retort to-day to certain ministers who have cast doubts upon the authenticity of the newly found Biblical writings recently brough

from Egypt by Charles L. Freer. "They simply don't know what they are talking about," he said. "The principal trouble with all known Biblical writings is that they have been edited by students of the gospel, and other scholars and antiquarians have not a single, pure original to examine. The principal value of the new verse I quoted is in that it shows that the writings Mr. Freer has were not subject to the influences through which oost other Biblical writings have passed.

"The passage which has excited the mos omment. 'The limit of the years of the power of Satan has been fulfilled,' is in reality the least important part of the discovery of this new verse. The important part is that it suggests the strong probability that in further translations we shall be able to find other verses to give us a true line on Biblical writings in the original and before Biblical students edited them.

*Prof. Hogarth of the British Museum ecommended that the British Museum purchase the same volumes which M. Freer bought later. There was no question raise at any time as to their genuineness

"There are between 300 and 400 pages to this work, and it must have taken the writer many months to complete it. It is a remarkable exhibition of penmanship of the period. Every letter is separate."

MAN IN THE DUMBWAITER. Came New Year's Calling on H. Wenzel

and Was Liberally Harpooned. H. Wenzel's family was considerably speet last evening by a man rolling out of the dumbwaiter with the observation that he'd "come to pay a New Year's call." H. Wenzel lives on the top floor of a five story apartment house at 133 West Eightythird street, and the mysterious strange had come all the way up hand over hand.

H. Wenzel undertook to throw him down

again heels over head. While he engaged in the attempt Mrs. Wenzel sourried over to the fire house across the way and got out the whole company with hooks and harpoons and other things that are good to stab burglars with. They arrived at No. 133 in time to hear a cataclysm of crockery down the dumbwaiter shaft. The dumbwaiter, with the stranger aboard, had got stuck on the second floor, and H. Wenzel busily was throwing all the loose dippers and tea kettles and saucepans at his head. When the bombardment got too hot the

When the bombardment got too hot the stranger crawled into the second floor apartment, slipped down the fire escape, vaulted the back fence and fled. DEWEY'S OLD PORT FOR THE GRIPPE.

TO LAUNCH HUGHES BOOM. Report That His Friends Will Confer To

day in Albany. ALBANY, Jan. 1.-It was reported tonight that political friends of Gov. Hughes would confer here to-morrow with a view of suggesting a plan to launch the Hughes boom for President in this State.

The names of Senators Page and Travis and Superintendent of the Metropolitan Elections District William Leary were mentioned in connection with the reported

Gov. Hughes has not yet acted on the charges filed with him upon which a request for Mr. Leary's removal from office is based. Robert S. Fuller, the Governor's secretary, said to-night that he had heard of such a reported conference; but that the Governor had no knowledge of it.

CECILIA LOFTUS OPERATED ON. The Actress Comes Through the Ordeal

Nicely-Early Recovery Expected. Miss Cecilia Loftus, the actress, was operated on yesterday afternoon for appendicitis at Miss Alston's sanitarium, 26 West Sixty-first street. Miss Loftus it was said last night was doing nicely and would probably be out again in two or three weeks.

Dr. Nathan Oppenheim of 50 East eventy-ninth street is in attendance upor Miss Loftus.

BURGSTALLER FORGIVEN. Frau Wagner Engages the Tener to Appear

Again at Bayreuth. Alois Burgstaller, the tenor, who is to sing for several weeks as a result of his accident in Hoboken last week, received some compensation vesterday in the shape of a letter from Frau Cosima Wagner saying that she counted on him to appear next summer at Bayreuth as Parsiful and Siegfried. Mr. Burgstaller cabled his accept

This ends a famous operatic quarrel. Burgstaller was trained at Bayreuth, made his début and gained his reputation there. Mme. Wagner never forgave him for singing Parsifal at the Metropolitan, although the tenor protected that Mr. Conried had compelled him to appear in the opera. Last summer they met for the first time since Parsifal" was sung here. Both Siegfried Wagner and Mme. Wagner heard Burgstaller's explanation and the result will be the reappearance of the singer in the festival performances next summer.

JERSEY CITY R. R. FINED. Public Service Corporation Will Appeal Case of Overerowdiaz.

Police Judge Frank J. Higgins of the First Criminal Court, Jersey City, yesterday morning acquitted the Public Service Corporation on one charge of violating the no seat no fare ordinance in overcrowding a Greenville trolley car on November 23. and adjudged it guilty on another charge of carrying so many passengers on another oar between the hours of 5:30 and 7 P. M. on November 25 from the Pennsylvania Railroad terminal that a detective from

get a seat. The company was fined \$50, the penalty provided in the ordinance. William D. Edwards, counsel for the company, announced that the case will be taken to the Supreme Court.

LOST HIS MARRIAGE LICENSE. Dr. Richards Had to Hurry Down Town

and Get Another. City Clerk Scully kept his new marriage license bureau open yesterday in the expectation that there would be a rush for permits to wed, but up to 2 o'clock in the afternoon there had been only sixteen applications. Then Mr. Scully gave his overworked staff permission to close up and go home. The bureau in fact would not have been kept open until that hour but that some time before Dr. John H. Richards of 164 West Seventy-ninth street telephoned to Mr. Scully that he had obtained a marriage license on Monday, but had lost it, and pleaded for time to get down to the City Hall to get another, because he wished to marry in the afternoon. Mr. Scully accommodated him and Dr. Richards

UNION MEN CARELESS DRINKERS. Trouble Ahead for Those Caught

got a duplicate of the first license

"Unfair" Booze Inside. The Bartenders Union, whose new button for bartenders was displayed yesterday for the first time, sent scouts to the different saloons and cafés to find out if union men in other trades asked to see if the bartenders wore the new button, a description of which was sent about ten days ago to the various

the union men in other trades have a depraved taste for non-union drinks, and any union man caught imbibing drinks supplied by bartenders who cannot show the new button will be reported to his upion. Some union men, it was said last night. were caught drinking non-union highballs on the sly, and the union scouts have their names and will insist on their unions calling them to task.

LONG MEN TO BOOST FAIRBANKS. Club of Six Foot Republicans Forming in

His Interest in Chicago. CHICAGO, Jan. 1.-Tall men in Chicago are asked to sit up and take notice. If they are tall enough they may become charter members of the Fairbanks Club, now incubating. They must be at least six feet tall, nowever, and if they should chance to be taller so much the better

The organizers of the Fairbanks Club have decided that diminutive men have had their share of the world's administrative honors. They want to see a tall man in the President's chair; hence the peculiar qualifications for membership.

Charles Warren Fairbanks is 6 fee inches in length. The organizers of the unique club feel that his candidacy should therefore be popular with tall men. The Fairbanks tall hat and the Fairbanks frock coat will be worn as insignia of rank.

ATLANTIC CITY, N. J.; Jan. 1.-Douglas Gibson, a Boardwalk chair pusher who has a big family, found a handbag containing \$3,000 in cash and jewels lying on the esplanade. Gibson hunted up the owner of the bag, a woman, and received 20 cents reward for returning the cash and trinkets. He also got thanks from the woman, who complimented his honesty.

THE LEGISLATURE ORGANIZES

BUT WADSWORTH WON'T TELL WHO'LL BE THE LEADER

I'll Next Monday, When He Will Give Out Committee List-Gov. Hughes's Ballot Reform Suggestion Coldly Received in the Senate-Some Important Bills.

ALBANY, Jan. 1 .- The wheels of legislation vill begin to grind next Monday night. After the two houses of the Legislature organized to-day they adjourned until that time. Speaker Wadsworth carried his point in preventing a week's adjournment as is usually the case. He says he will have his committee appointments ready at that time, and as the recess is only taken to accommodate the Speaker he had no

trouble in having his wishes complied with.

The greatest uncertainty is felt as to how the committee chairmanships are to be given out. So far Speaker Wadsworth has not given a definite indication as to whom he will appoint. A little action to-day, though, makes it appear beyond a question of doubt that Speaker Wadsworth will appoint Assemblyman Edwin A. Merritt, Jr., chairman of the Ways and Means Committee, which carries with it the majority leadership. When Col. Baxter declared Speaker Wadsworth reelected he named as the committee to escort the Speaker to the chair Mr. Merritt and Minority Leader Palmer. The two leaders are always named as the committee to perform this function. Still Assemblyman Phillips of Allegany hasn't given up hope. His candidacy is known to

mbarrass the Speaker. The Cities Committee chairmanship is still the bone of contention. State Chairman Woodruff and Herbert Parsons, president of the New York county Republican committee, are here and saw the Speaker to-day and urged the appointment of Assemblyman Charles F. Murphy of Brooklyn for that position. It is looked upon as almost sure that Mr. Murphy will get the place, although the Speaker would like to accommodate Francis Hendricks of Syracuse, who wants Assemblyman Fred

lammond to have it. The Speaker says he will not make known n even an unofficial way his selections before next Monday night. He and Assemblyman Merritt are warm personal friends and the Speaker realizes that he must have the support of the St. Lawrence member this year, for he is considered to be the ablest member of the lower house and during the last two years has been of invaluable assistance to the Speaker. Still Assemblyman Phillips also rendered valuable aid to the Speaker in his apportionment fight

last session. The reading of the message of the Governor to the Legislature was listened to with rapt attention to-day. Many were the comments, though, that the document was not as forceful a one as had been expected and contained none of the numerous surprises that the message of a year ago did. else was the fact that the Governor did not even hint at economy in handling the State's affairs of finance, but instead he urged measures that call for increased expendi-

When the Governor's recommendation for the Massachusetts ballot law was read there were some who smiled out loud. Senator Raines expressed the opinion of all the Senators and Assemblymen who have been opposed to such a change in the ballot law of this State when he said that it was

not to be thought of. "The Governor merely wants," he said, to have a man's name appear on the ballot but once, and in so doing he abolishes the party column but leaves the party emblem. This would necessitate the marking of a ballot fifteen or twenty times. I am afraid if the Governor had such a law in force at the next election the vote would be from 100,000 to 200,000 below the pormal. Such a ballot law would mean that Tammany Hall would have control of New York

city for the next half century."

While there were some who believed the Governor would recommend the repeal the Percy-Gray betting law there was considerable surprise manifested over the decided position taken by the Governor in that part of the message. This will be the third session that an effort has been made to have that section of the law repealed, but this is the first time that a Governor has given official approval to the attempt. The man who first started the agitation, A. S. Gregg of the National Reform Bureau, is not here now, having been transferred to Canada. While Mr. Gregg stoutly denied it there was always a suspicion that he was here acting in the interests of William Randolph Hearst in his effort to get even with August Belmont. The leaders of the union say that many of | It was even intimated that the season the Governor sidestepped doing anything about the Percy-Gray betting law last winter was on that account.

However, there will be not a little opposition to the repeal of the law, for Senator Raines indirectly showed that he was opposed to making any change. He said that while the Governor advocated making a direct appropriation to the fair societies there might come years when there would be no State moneys available for such a

"The Governor," he said, "wants the Legislature to enact a law that will conform with the Constitution. I believe the Legislature should do so. But when such a law is passed can it be enforced any better than the one which prohibits betting outside of racetracks? I don't believe that the Legislature should pass laws that will not be enforced."

Senator Travis and Assemblyman Green of Brooklyn will start the fight for the direct nominations bill at once. They will introduce a bill Monday night which will provide for permissive direct nominations, as recom-

mended by the Governor. Senator Page, as was to be expected, was the first to introduce a bill to carry out the Governor's recommendations in his message. It provided for the continuance of the present New York City Charter Revision Commission or the appointment of their successors by the Governor to draft a new charter. Senator Page wanted the bill advanced to a third reading, but Senator McCarren objected. He said the men who composed the present commission were only

The organization of the Assembly was attended without any outward sign of bitterness, and the friends of Col. Baxter is the lower House, while sorry that he has been retired, are willing to let the incident page. But other friends of Col. Baxter